



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7

11201 Renner Boulevard
Lenexa, Kansas 66219

MAY 30 2014

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Article Number: 70133020000116456980

Mr. Dennis Sallin
Director of Building and Grounds
Linn State Technical College
1 Technology Drive
Linn, Missouri 65051-3203

RE: Linn State Technical College
Linn, Missouri
RCRA ID No.: MOD985801851

Dear Mr. Sallin:

Letter of Warning/Request for Information

On April 1-2, 2014, a representative of the U.S. Environmental Protection Agency (EPA) inspected your facility. The inspection was conducted under the authority of Section 3007 of the Resource Conservation and Recovery Act (RCRA).

My staff has reviewed the inspection report, and your response to the Notice of Violation (NOV) dated April 15, 2014. Based on these reviews, we have determined that violations of RCRA were documented. We are requesting additional information regarding your facility's compliance status. Enclosed is a list of violations, a list of questions and/or requested information, and instructions to be used in providing your response. Please carefully read and follow these instructions. Your response to this request in accordance with the instructions is required by Section 3007 of RCRA and substantial penalties may result from not complying. Please note that the EPA reserves its right to pursue appropriate enforcement actions, including penalties, for violations discovered as a result of the inspection, regardless of whether the violations were subsequently corrected.



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Within thirty (30) calendar days of receiving this letter, please mail your response to: Kevin Snowden, AWMD/WEMM, U.S. Environmental Protection Agency, 11201 Renner Boulevard, Lenexa, Kansas, 66219. To request an extension of the time limit, follow the instructions in the enclosure. Please direct all questions concerning this letter to Kevin Snowden, of my staff, at (913) 551-7022, or by email at snowden.kevin@epa.gov.

Sincerely,



Donald Toensing, Chief
Waste Enforcement and Materials Management Branch
Air and Waste Management Division

Enclosures (3)

cc: Ms. Nicole Eby, Missouri Department of Natural Resources
Missouri Department of Natural Resources Regional Office

List of Violations
Linn State Technical College
Linn, Missouri
RCRA ID No.: MOD985801851

1. Title 10 Code of State Regulations (10 CSR) 25-5.262(1) incorporating Title 40 Code of Federal Regulations (40 CFR) 262.11 – Failure to conduct a hazardous waste determination on the following waste streams:
 - a. three (3) boxes of paper wipes (600 wipes) contaminated with paint, primer and/or waste solvent generated yearly at the Aviation Center and disposed in the general trash;
 - b. sixty (60) gallons of paint gun filter and paint mixing waste (i.e., sticks and container) generated yearly at the Aviation Center and disposed in the general trash;
 - c. one (1) roll (300 feet) of masking paper contaminated with waste solvent generated yearly at the Aviation Center and disposed in the general trash;
 - d. five (5) gallons of paper wipes contaminated with waste solvent generated monthly at the Auto Collision Repair and disposed in the general trash;
 - e. six (6) paint booth floor filters (two (2) feet X 15 feet) generated yearly at the Auto Collision Repair and disposed in the general trash;
 - f. fifteen (15) rolls of masking paper contaminated with paint generated yearly at Auto Collision Repair and disposed in the general trash;
 - g. *fifteen used oil filter (non-punctured, non-crushed, or non-dismantled when hot drained) generated yearly at Turf Management and disposed in the general trash; and
 - h. *one (1) 55-gallon container of concrete sealer in the hazardous waste storage area.
2. *10 CSR 25-5.262(2)(A)3.B. – Failure to complete and file an updated generator registration (notification) form if the information filed with the department changes.
3. 10 CSR 25-5.262(2)(C)2.C.(I) & (II) – Failure to conduct weekly hazardous waste inspections.
4. *10 CSR 25-5.262(2)(C)2.F.(II) – Failure to post No Smoking signs in the hazardous waste storage area.
5. *10 CSR 25-5.262(1) incorporating 40 CFR 262.34(c)(1)(ii) as modified by 10 CSR 25-5.262(2)(C)3. – Failure to mark the following hazardous waste satellite accumulation container to identify its contents and beginning date of satellite storage:
 - a. one (1) 25-gallon satellite accumulation container of waste solvent/waste paint not marked with the beginning date of satellite storage at Auto Collision Repair; and
 - b. one (1) 25-gallon satellite accumulation container of waste gas not marked with the beginning date of satellite storage at Power Sports.
6. *10 CSR 25-5.262(2)(D)2.C. – Failure to receive a signed uniform hazardous waste manifest returned within 35 days and to submit an exception report within 45 days for manifest number 002045703GBF.

7. *10 CSR 25-11.279(1) incorporating 40 CFR 279.22(c)(2) – Failure to label the following used oil storage containers with the words, “Used Oil”:
- a. one (1) 30-gallon container at Turf Management Shop;
 - b. one (1) 3-gallon container at Auto Collision Repair Shop;
 - c. one (1) 5-gallon container at the Auto Collision Repair Shop; and
 - d. one (1) 55-gallon container at the Heavy Equipment Shop.
8. **10 CSR 25-7.268(1) incorporating 40 CFR 268.7(a) – Failure to submit Land Disposal Restriction (LDR) Notices with manifests or with the first shipment of hazardous waste.
9. ***10 CSR 25 5.262(2)(B)1. – Failure to date a uniform hazardous waste manifest (Uniform Hazardous Waste Manifest 002045703 GBF).
- * - Your facility’s April 15, 2014, response to the NOV adequately addressed this violation.
- ** - Based on your facility’s April 15, 2014 response to the NOV, this violation was rescinded.
- *** - This violation was added following the EPA’s review of the RCRA inspection report. Your April 15, 2014 response to the NOV adequately addressed this violation.

Requested Information
Linn State Technical College
Linn, Missouri
RCRA ID No.: MOD985801851

1. Please identify all persons responding to the questions in this letter. Please include names, titles, and telephone numbers, if different from the facility's telephone number.
2. In reference to Violation Numbers 1.a. through 1.f., please provide the following information concerning your hazardous waste determination:
 - a. a determination of whether or not the waste has been excluded from regulation under 40 CFR Part 261.4;
 - b. a determination of whether or not the waste has been listed as a hazardous waste in Subpart D of 40 CFR Part 261. **If the waste is a listed hazardous waste, please provide the listed waste code in your response;** and
 - c. a determination of whether or not the waste is identified in 40 CFR Part 261 Subpart C. To determine whether the waste exhibits any of the hazardous characteristics in Subpart C, the waste may need to be analyzed using one of the methods found in Subpart C of 40 CFR Part 261, or by applying knowledge of the waste characteristics based upon the materials or processes used. Any laboratory analyses used to make this determination must be provided to EPA as well as a detailed description as to how each sample was taken. **If the waste is a characteristic hazardous waste, please provide the characteristic waste code in your response.**
 - d. If your facility elects to apply knowledge to make a waste determination of the waste streams identified above, you must provide a detailed explanation and your reasoning regarding the basis for this determination. **Also, if you apply knowledge to make the waste determination, please include all hazardous waste codes for the waste in your response.**
 - e. In response to Violation Numbers 1.a. and 1.d., your April 15, 2014, NOV response indicated that a towel service company had been contacted. Please provide documentation (i.e., agreements, bill of lading, shipping receipts, manifests, etc.) showing that Linn State Technical College has discontinued using paper towels/wipes and is now using cloth towels/wipes that are provided by the towel service company.
3. In reference to Violation Number 3, please provide documentation showing the weekly inspections have been conducted at the hazardous waste storage area following the RCRA inspection conducted April 1-2, 2014.

3007 RESPONSE INSTRUCTIONS

- Identify the Person(s) responding to this request on your behalf.
- Address each numbered item separately, and precede each answer with the number of the item to which it responds.
- For each numbered item, identify all documents consulted, examined, or referred to in the preparation of the answer, or that contain information responsive to the requested item. Provide true, accurate, and legible copies of all such documents. (If information responsive to an item is available but there are no relevant source documents, you must still provide the information.)
- For each document provided, indicate on the document (or in some similar manner) the number of the item to which it responds.
- For each numbered item, identify all persons consulted in the preparation of the answer.
- For purposes of this request, the term "you" or "your" refers to the company, corporation and any officer, principal, agent employee, or any other person(s) associated in any capacity.
- If information responsive to a requested item is not in your possession, identify the person(s) from whom the information may be obtained.
- If information that is not known or available at the time you make your response later becomes known or available to you, you must supplement your response.
- If, at any time after you submit your response, you find that any part of the information you submitted is incomplete, false, or misrepresents the truth, you must notify the EPA immediately.
- You must provide the requested information even though you consider it confidential information or trade secrets. If you want to make a confidentiality claim covering part or all of the information submitted, identify the material with words such as "trade secret," "proprietary," or "company confidential."
- The EPA will disclose this information only to the extent and by the means described in 40 CFR Part 2, Subpart B., provided that it qualifies as confidential business information.
- A request for an extension to the time limit for responding must be in writing and must be postmarked within five (5) calendar days of receipt of this information request. Address it to the person identified in the cover letter to receive your response.
- Copies of the Code of Federal Regulations may be obtained from the U.S. Government Bookstores or on the Internet at www.epa.gov/epahome/cfr40.htm.
- This request for information is not subject to the approval requirements of the Paperwork Reduction Act of 1980.
- The EPA encourages you to conserve resources. Suggested methods include use of recycled paper, printing on both sides (duplex printing), and when possible submitting documents electronically (i.e., email or compact discs). If hard copy submittals are necessary, please do not submit documents in binders.

Not responding to this information request within the stated time limit and in accordance with these instructions may subject your facility to an enforcement action which could include the imposition of penalties of up to \$37,500 per violation, per day of continued noncompliance. Providing false, fictitious, or fraudulent statements or representations could lead to criminal penalties.